



Appn Number 10/716.131 (Norberto Del Rio) GAV 3723 Amnt. A cont 3 of 4

### **REMARKS – General**

By the above amendment, Applicant has rewritten the claim to define the invention more particularly and distinctly so as to overcome the technical rejections and to define the invention to the satisfaction of the examiner.

#### **The Claims Rejection Under 35 U.S.C. 112, second paragraph**

The claim was rejected due to the structure of the device not being clearly and positively specified.

Applicant requests acceptance of the new claim, since it is now organized and correlated in such a manner as to present a complete operative device.

#### **The Claims Rejection Under 35 U.S.C. 102(b)**

Applicant has rewritten the claim to define the invention over the references cited and the general novelty of the present invention and its unobviousness over the cited references, hence are unobvious and patentable over these references.

#### **Conclusion**

For all the above reasons, applicant submits that the claim is now in proper form, and that the claim defines patent ably over the prior art. Therefore they submit that this application is now in condition for allowance, which action they respectfully submit.

#### **Conditional Request For Constructive Assistance**

Applicant has amended the claim of this application so that they are proper, definite, and defines novel structure which also is unobvious. If, for any reason this application is not believed to be in full condition for allowance, applicant respectfully requests constructive assistance and suggestions of the Examiner pursuant to M.P.E.P. S 2173.02 and S 707.07j in order that the undersigned can place this application in allowable condition as soon as possible and without the need for further proceedings.

Very Respectfully,

Norberto Del Rio